

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**In Re:** ) **18-23258**  
 )  
**ISAIAH C. WILKERSON,** ) **Chapter 13**  
 )  
**Debtor(s).** ) **Hon. Judge GOLDGAR**

**NOTICE OF MOTION**

*To the following persons or entities who have been served via electronic mail:*  
U.S. Bankruptcy Trustee: USTPRegion11.ES.ECF@usdoj.gov  
Glenn Stearns, Chapter 13 Trustee: stearns\_g@lisle13.com

*To the following persons or entities who have been served via U.S. Mail:*  
See attached list.

Please take notice that I shall appear on May 22, 2020, at 10:00 a.m. before the Honorable Judge Goldgar at **301 S. Greenleaf Avenue, Courtroom B, Park City, IL 60085**, and present the attached **Motion to Modify Plan**, at which time and place you may appear.

A party who objects to the motion and wants it called must file a Notice of Objection no later than two (2) business days before the presentment date. If no Notice of Objection is timely filed, the court may grant the motion without a hearing before the date of presentment.

**PROOF OF SERVICE**

A copy of this Notice of Motion and attachments were deposited at the United States Post Office, Wheeling, Illinois, 60090, with sufficient postage prepaid, by Michael R. Colter, II, or served electronically by the bankruptcy court, under oath and under all penalties of perjury.

DATE OF SERVICE: May 1, 2020

/s/ Michael R. Colter, II  
Michael R. Colter, II, A.R.D.C. #6304675

Attorney for the Debtor(s)  
DAVID M. SIEGEL & ASSOCIATES  
790 Chaddick Drive  
Wheeling, IL 60090  
847/520-8100

*To the following persons or entities who have been served via U.S. Mail:*

Isaiah Wilkerson  
2001 Wesley Drive, Apt. L  
Arlington, TX 76012

City of Chicago Dept of Finance  
c/o Arnold Scott Harris, P.C.  
111 W. Jackson Blvd Ste. 600  
Chicago, IL 60604

Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Illinois Tollway  
PO Box 5544  
Chicago, IL 60680

U.S. Department of Education  
C/O Nelnet  
121 South 13th Steet, Suite 201  
Lincoln, NE 68508

Illinois Department of Revenue  
Bankruptcy Section  
PO Box 19035  
Springfield, IL 62794-9035

Consumer Portfolio Svc  
Po Box 57071  
Irvine, CA 92619

Nicor gas  
PO Box 549  
Aurora, Il 60507

Capital One Bank (USA), N.A.  
PO Box 71083  
Charlotte, NC 28272-1083

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<b>In Re:</b>	)	<b>18-23258</b>
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<b>ISAIAH C. WILKERSON,</b>	)	<b>Chapter 13</b>
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<b>Debtor(s).</b>	)	<b>Hon. Judge GOLDGAR</b>

**MOTION TO MODIFY CHAPTER 13 PLAN**

NOW COMES the Debtor, **ISAIAH C. WILKERSON**, by and through his attorneys, **DAVID M. SIEGEL AND ASSOCIATES, LLC**, to present this Motion, and in support thereof states as follows:

- 1) This Court has jurisdiction pursuant to 28 U.S.C. § 1334 and Internal Operating Procedure 15(a) of the U.S. District Court for the Northern District of Illinois.
- 2) On August 17, 2018, the Debtor filed a voluntary petition for relief pursuant to Chapter 13 of Title 11 USC and Glenn Stearns was appointed Trustee in the case.
- 3) Debtor's plan was confirmed on November 16, 2018, with general unsecured creditors receiving no less than 10% of their allowed claims.
- 4) Debtor became unemployed in mid-March 2020, when military bases in his area went on lockdown. Debtor's work is heavily tied to maintenance projects on military bases and with these bases on lockdown Debtor is unable to obtain new work projects.
- 5) Debtor returned to work the week of April 26, 2020. Debtor can resume making payments to the trustee but he cannot cure the default at this time.
- 6) Debtor seeks to modify his plan under § 1329 and defer the current default in plan payments to the end of the plan. General unsecured creditors will continue to receive no less than 10% of their allowed claims.

- 7) The Debtor does not request this modification of his plan with the intent to defraud creditors.
- 8) Deferring the plan payment default will not cause the confirmed Chapter 13 plan to run longer than 60 months.

WHEREFORE, the Debtor, **ISAIAH C. WILKERSON**, prays that this Honorable Court enter an Order Modifying Chapter 13 Plan and for other such relief as the Court deems fair and proper.

Respectfully Submitted,

/s/ Michael R. Colter, II

Michael R. Colter, II, A.R.D.C. #6304675

David M. Siegel & Associates, LLC  
790 Chaddick Drive  
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